

Jan 16, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

PIETER R.,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 1:18-CV-03100-MKD

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g)**

ECF Nos. 16, 20

BEFORE THE COURT is the parties' Stipulated Motion for Remand, ECF No. 20, of the above-captioned matter to the Commissioner for additional administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g). Attorney D. James Tree represents Plaintiff. Attorney Ryan Ta Lu represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 8. After considering the file and proposed order, **IT IS HEREBY**

ORDERED:

1. The parties' Stipulated Motion for Remand, **ECF No. 20**, is **GRANTED**.

1 2. The above-captioned case is **REVERSED** and **REMANDED** to the
2 Commissioner of Social Security for further administrative proceeding pursuant to
3 sentence four of 42 U.S.C. § 405(g).

4 On remand the administrative law judge (ALJ) shall: (i) reevaluate all
5 medical evidence, including opinion evidence from Richard Vaughan, M.D. dated
6 August 2010, August 2011, and December 2013; (ii) perform the sequential
7 evaluation anew with the assistance of a vocational expert, as necessary; and (iii)
8 issue a new decision.

9 3. Judgment shall be entered for **PLAINTIFF**.

10 4. Plaintiff's Motion for Summary Judgment, **ECF No. 16**, is **STRICKEN**
11 **AS MOOT**.

12 5. Upon proper presentation, this Court will consider Plaintiff's application
13 for fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

14 The District Court Executive is directed to enter this Order, **enter**
15 **Judgment**, forward copies to counsel, and **CLOSE THE FILE**.

16 DATED January 16, 2019.

17 s/Mary K. Dimke
18 MARY K. DIMKE
19 UNITED STATES MAGISTRATE JUDGE
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